

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

April 18, 1946

11 A. M.

Council Chamber
City Hall

The meeting was called to order, with Mayor Miller presiding.

Roll call

Present: Councilmen Bartholomew, Mayor Miller and Councilman Wolf

Absent: Councilman Alford

Present also: Guiton Morgan, City Manager; Trueman O'Quinn, City Attorney; J. E. Motheral, Director of Public Works; R. D. Thorp, Chief of Police.

The City Plan Commission met with the Council and stated that they endorsed the Bond Program as proposed by the City Council and wanted it submitted to the people. The Mayor announced that the Council had agreed to add another proposition to the program, an Auditorium to cost approximately \$400,000, and which had been requested by the Senior and Junior Chambers of Commerce. The Plan Commission was agreeable to this additional project.

The Mayor also stated that the County had agreed to bear half of the cost of a bridge to be built below the Tom Miller Dam and that the amount requested in the Bond Issue for this project had been increased to \$50,000.00 from \$30,000.00.

Pursuant to published notice there of, the public hearing on the proposal of the City Council to amend the Zoning Ordinance in the following particulars:

- (1) To amend the USE designation of the following described property so as to change the same from "B" Residence District and Third Height and Area District to "C-1" Commercial District and Third Height and Area District, to-wit:

South one-half ($S\frac{1}{2}$) of block bound on South by 28th Street, on East by Nueces Street, on North by 29th Street and on West by alley lying West of Nueces street, and including East seventy-five feet of Lot 31, Block 3, Outlot 68, Division "D", Austin, Travis County, Texas.

- (2) To amend the USE designation of the following described property so as to change the same from "A" Residence and First Height and Area District to "C" Commercial District and either First or Second Height and Area District, to-wit:

North 74 feet x approximately 72.5 feet of Lots Nos. 6 and 7, in Block 3, in the Elizabeth Patterson Addition, located at 32nd Street and San Gabriel, Austin, Travis County, Texas.

The request of the John Bremond Company, by H. M. Houston, President, for a change in the zoning of the south half of the west side of Nueces street, from 28th to 29th streets, to the alley in the rear thereof, which includes the northwest corner of 28th and Nueces streets, from "B" Residence to "C-1" Commercial, was heard.

Mr. H. M. Houston appeared and plead for this change. A number of the property owners in this neighborhood appeared and protested the change, stating that they did not want any more beer or liquor sold in this neighborhood. The Mayor asked Mr. Houston if he would be agreeable to changing his request to "C" Commercial instead of "C-1" Commercial. Mr. Houston stated that he would. After a lengthy discussion, Mr. Houston was instructed to make a new request for "C" Commercial which would be referred to the Zoning Board of Adjustment for consideration and recommendation, which he agreed to do. The Council then set the date for the public hearing on this request for May 9, 1946, at 11 A.M.

The request by the City of Austin for a change in the zoning of the property located at the corner of 32nd and San Gabriel streets and being the north 74 feet by approximately 72.5 feet of Lots Nos. 6 and 7, in Block 3, of the Elizabeth Patterson Addition, from "A" Residence to "C" Commercial District, so that this property could be sold to the Lighthouse for the Blind for their use, was heard.

There being no one present to protest this change, Councilman Wolf moved that the north 74 feet by approximately 72.5 feet of Lots Nos. 6 and 7, in Block 3, Elizabeth Patterson Addition, located at the corner of 32nd and San Gabriel streets, be change for "A" Residence District to "C" Commercial, First or Second Height and Area District, and the motion prevailed by the following vote:

Ayes: Councilmen Bartholomew, Mayor Miller and Councilman Wolf
Noes: None
Absent: Councilman Alford

Pursuant to published notice there of, the public hearing on the proposal of the City Council to amend the Zoning Ordinance in the following particulars:

- (1) To amend the USE designation of the half block on the east side of San Antonio Street, between West 17th Street and West 18th Street, being Lots 1, 2, 3 and 4, Block 33, in the Original City of Austin, so as to change the same from "B" Residence District to "C" Commercial District, all in Travis County, Texas.
- (2) To amend the Height and Area District designation of the property on the east side of San Antonio Street, between West 16th Street and West 19th Street, being the west one-half of Block 32, Lots 1, 2, 3 and 4 of Block 33, and Lots 1, 2 and 7 of Block 34, in the Original City of Austin, so as to change same from Second Height and Area District to Third Height and Area District, all in Travis County, Texas.

There were no citizens present to protest this change, and the Council

received only one written protest. Mr. Gordon Fulcher, representing Fulcher Associates, Inc., appeared and plead for this change. Councilman Wolf moved that the half block on the east side of San Antonio Street, between West 17th and West 18th Streets, being Lots 1, 2, 3 and 4, Block 33, in the Original City of Austin, be changed from "B" Residence District to "C" Commercial District, and that all of the property on the east side of San Antonio Street, between West 16th Street and West 19th Street, being the west one-half of Block 32, Lots 1, 2, 3 and 4, Block 33, and Lots 1, 2 and 7, Block 34, in the Original City of Austin, be changed from Second Height and Area District to Third Height and Area District, and the motion prevailed by the following vote:

Ayes: Councilmen Bartholomew, Mayor Miller and Councilman Wolf
 Noes: None
 Absent: Councilman Alford

The City Attorney was instructed to prepare ordinances covering the zoning changes voted and present to the Council.

Mr. Walter Simms appeared before the Council and wanted to know why the 400 and 500 blocks of East 7th street had been parked for parallel parking. He stated that he did not think that practical as the street was wide, but thought that parallel parking should be installed on East 6th street in the same blocks. The Mayor instructed the Chief of Police to investigate this matter and discuss it with Mr. Simms.

The Mayor read the report of the Police Department on the request of the owner of the "Pronto Pup" stand at 24th and San Antonio streets for 3 minute parking on 24th street and on San Antonio street, in front of his stand. The Police Department did not recommend this and the Mayor stated that the Council concurred in this decision.

Councilman Bartholomew submitted the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on December 15, 1933, by three deeds recorded in Volume 497, at Page 337, Volume 498, at Page 77, and Volume 497, at page 344, of the Deed Records of Travis County, Texas, the City of Austin acquired from Jessie Ramsey Murray and R. V. Murray, Euphie Ramsey Taylor and Carl C. Taylor, and Winnie Ramsey Nitschke and H. F. Nitschke, several parcels of land including a rectangular tract 300 feet in length, North and South, and 135 feet in width, East and West, and adjoining such tract on the South another rectangular tract 400 feet in length, North and South, and 135 feet in width, East and West; and

WHEREAS, on January 11, 1934, the City Council of the City of Austin by resolution duly passed dedicated all such property so acquired to the public as a park; and

WHEREAS, through error the two above mentioned rectangular tracts were described as one tract 700 feet in length and 160 feet in width, and such dedication now casts a cloud upon the title to the strip of land described below which was not included in such property acquired by the City; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Guiton Morgan, City Manager of the City of Austin, be and he is hereby authorized to quitclaim unto the said Jessie Ramsey Murray and R. V. Murray, Euphie Ramsey Taylor and Carl C. Taylor, and Winnie Ramsey Nitschke and

H. F. Nitschke the following described strip or parcel of land: A tract of land 25 feet in width, East and West, and 700 feet in length, North and South, adjoining on the East the two rectangular tracts described in the deeds from Jessie Ramsey Murray and R. V. Murray, Euphie Ramsey Taylor and Carl C. Taylor, and Winnie Ramsey Nitschke and H. F. Nitschke to the City of Austin, dated December 15, 1933, and recorded in Volume 497 at Page 337 and Volume 498 at Page 77 of the Deed Records of Travis County, Texas.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes: Councilmen Bartholomew, Mayor Miller and Councilman Wolf
Noes: None
Absent: Councilman Alford

The request of Opal Brown for a change in the zoning of Lots 4, 5, 6, 7, 8 and 9, Block 4, Hartwell Addition; also Lots 10, 11 and 12, Block 4, Hartwell Addition, located between 1st and 2nd streets, from "A" Residence District to "C" Commercial, 2nd Height and Area District, was referred to the Zoning Board of Adjustment for consideration and recommendation.

The Council set May 9, 1946, 11 A. M. as the date for the public hearing on the requested change in the zoning of the property on the north side of 14th street, between Colorado and Brazos streets, from "B" Residence to "C" Commercial District.

Councilman Wolf offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Texas Public Service Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Texas Public Service Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

- (1) A gas main in INDIAN TRAIL, Dormarion Lane westerly 233 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said INDIAN TRAIL.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (2) A gas main in ENFIELD ROAD, from a point 60' east of Raleigh Avenue, easterly 96 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said ENFIELD ROAD.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (3) A gas main in MISSION RIDGE, from a point 165' west of Chelsea Lane westerly 64 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said MISSION RIDGE.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (4) A gas main in WEST ANNIE STREET, from a point 69' west of South 6th Street, westerly 227', the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said WEST ANNIE STREET.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (5) A gas main in FOREST AVENUE, from a point 129 feet south of Fletcher Street southerly 290', the centerline of which gas main shall be 13.5 feet west of and parallel to the east property line of said FOREST AVENUE.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (6) A gas main in AVENUE F, from a point 142 feet north of East 52nd Street northerly 32 feet, the centerline of which gas main shall be 12 feet west of and parallel to the east property line of said AVENUE F.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (7) A gas main in AVENUE F, from a point 185 feet south of East 52nd Street, north to East 52nd Street, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said AVENUE F.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (8) A gas main in PEARL STREET, West of 24th Street northerly 367 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said PEARL STREET.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (9) A gas main in HARMON AVENUE, from East 48th Street southerly 152 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said HARMON AVENUE.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (10) A gas main in DUVAL STREET, from East 48th Street northerly 273 feet, the centerline of which gas main shall be 20 feet east of and parallel to the west property line of said DUVAL STREET.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (11) A gas main in HANCOCK DRIVE, from a point 157 feet east of Woodview Street, east to Shoalwood Avenue, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said HANCOCK DRIVE.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (12) A gas main in SHOALWOOD AVENUE, from Hancock Drive, southerly 488 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said SHOALWOOD AVENUE.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (13) A gas main in HANCOCK DRIVE, from Woodview Street to Shoal Creek Boulevard, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said HANCOCK DRIVE.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (14) A gas main in SHOAL CREEK BOULEVARD, from Hancock Drive south 147 feet, the centerline of which gas main shall be 17.5 feet west of and parallel to the east property line of said SHOAL CREEK BOULEVARD.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (15) A gas main in ANN ARBOR STREET, from Rabb Glenn Street to De Verne Street, the center line of which gas main shall be 7.5 feet west of and parallel to the east property line of said ANN ARBOR STREET.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (16) A gas main in DE VERNE STREET, from Ann Arbor Street easterly 168 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said DE VERNE STREET.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (17) A gas main in ARPDAL STREET, from a point 145 feet west of Paramount Avenue west to Rae Dell Avenue, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said ARPDAL STREET.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (18) A gas main in RAE DELL AVENUE, from Arpdale Street north 18 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of

said RAE DELL AVENUE.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (19) A gas main in BONHAM TERRACE, from a point 490 feet south of Kenwood Avenue southerly 48 feet, the centerline of which gas main shall be 15 feet west of and parallel to the east property line of said BONHAM TERRACE.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (20) A gas main in DYWER AVENUE, from Oxford Avenue easterly 90 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said DYWER AVENUE.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (21) A gas main in EAST 49TH STREET, from a point 28' west of Bennett Avenue, westerly 53', the centerline of which gas main shall be 5.5 feet south of and parallel to the north property line of said EAST 49TH STREET.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (22) A gas main in AVENUE F, from a point 110' south of East 50 1/2 Street, southerly 149 feet, the centerline of which gas main shall be 14 feet east of and parallel to the west property line of said AVENUE F.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (23) A gas main in WEST 24TH STREET, from Longview Street (S) to Longview Street (N), the centerline of which gas main shall be 10.5 feet south of and parallel to the north property line of said WEST 24TH STREET.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (24) A gas main in LONGVIEW STREET, from West 24th Street northerly 591 feet, the centerline of which gas main shall be 13.5 feet west of and parallel to the east property line of said LONGVIEW STREET.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (25) A gas main in DUVAL STREET, from a point 18 feet south of East 48th Street northerly 61 feet, the centerline of which gas main shall be 20 feet east of and parallel to the west property line of said DUVAL STREET.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (26) A gas main in EAST 48TH STREET, from Duval Street to Evans Avenue, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said EAST 48TH STREET.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (27) A gas main in EVANS AVENUE, East 48th Street to East 48 1/2 Street, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said EVANS AVENUE.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (28) A gas main in EAST 48TH STREET, from Evans Avenue to Eilers Avenue, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said EAST 48TH STREET.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (29) A gas main in EAST 48 1/2 STREET, from Evans Avenue to Eilers Avenue, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said EAST 48 1/2 STREET.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (30) A gas main in EILERS AVENUE, from East 47th Street to East 48 1/2 Street, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said EILERS AVENUE.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (31) A gas main in SAN GABRIEL STREET, from West 24th Street northerly 367 feet, the centerline of which gas main shall be 13.5 feet west of and parallel to the east property line of said SAN GABRIEL STREET.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (32) A gas main in HOLLY STREET, from a point 151' east of Comal Street, westerly 131', the centerline of which gas main shall be 26 feet south of and parallel to the north property line of said HOLLY STREET.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (33) A gas main in HOLLY STREET, from a point 34' west of Waller Street east to Waller Street, the centerline of which gas main shall be 22 feet north of and parallel to the south property line of said HOLLY STREET.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (34) A gas main in WEST AVENUE ALLEY, from West 32nd Street southerly 296 feet, the centerline of which gas main shall be 3 feet west of and parallel to the east property line of said WEST AVENUE ALLEY.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (35) A gas main in HOLLY STREET, from a point 66 feet east of East Avenue, westerly 236 feet, the centerline of which gas main shall be 22 feet north of and parallel to the south property line of said HOLLY STREET.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

The Texas Public Service Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Texas Public Service Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments they shall apply to the City Engineering Department not less than three (3) days before such information is required. The Texas Public Service Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of back-filling of the ditches.

THAT the work and laying of said gas mains, including the excavation in the streets, and the restoration and maintenance of said streets after said mains have been laid shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchises granted to said company by the City of Austin.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes: Councilmen Bartholomew, Mayor Miller and Councilman Wolf

Noes: None

Absent: Councilman Alford

Councilman Bartholomew offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Texas Public Service Company has presented to the City Council

tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Texas Public Service Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

- (1) A gas main in EAST 39TH STREET from a point 55 feet east of Willbert Road easterly 92 feet, the centerline of which gas main shall be 17 feet south of and parallel to the north property line of said East 39th Street.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (2) A gas main in AVENUE A, from West 45th Street northerly 25 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said Avenue A.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (3) A gas main AVENUE A, from West 45th Street southerly 42 feet, the centerline of which gas main shall be 22 feet east of and parallel to the west property line of said Avenue A.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

- (4) A gas main in West 10th STREET, from a point 32 feet east of Charlotte Street westerly 80 feet, the centerline of which gas main shall be 11 feet south of and parallel to the north property line of said West 10th Street.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

The Texas Public Service Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Texas Public Service Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments they shall apply to the City Engineering Department not less than three (3) days before such information is required. The Texas Public Service Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT whenever pavement is cut in the vicinity of a fire plug, water mut be used at intervals during the course of backfilling of the ditches.

THAT the work and laying of said gas mains, including the excavation in the streets, and the restoration and maintenance of said streets after said mains have been laid shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchises granted to said company by the City of Austin.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
 Noes: None
 Absent: Councilman Alford

Mayor Miller laid before the Council the following proposed ordinance which was then read and on motion of the Mayor ordered spread on the minutes of the City Council:

AN ORDINANCE ORDERING AN ELECTION TO OBTAIN THE CONSENT OF THE QUALIFIED VOTERS OF THE CITY OF AUSTIN, TEXAS, TO THE ISSUANCE OF BONDS BY THE CITY COUNCIL IN THE SUMS AND FOR THE PURPOSES: (1) \$90,000.00 FOR CONSTRUCTING AND IMPROVING HANGARS AND OTHER BUILDINGS FOR THE MUNICIPAL AIRPORT AND ACQUIRING LANDS AND EQUIPMENT THEREFOR; (2) \$400,000.00 FOR CONSTRUCTING AN AUDITORIUM BUILDING AND ACQUIRING LANDS AND EQUIPMENT THEREFOR; (3) \$50,000.00 FOR CONSTRUCTING A LOW-WATER BRIDGE ACROSS THE COLORADO RIVER BELOW LAKE AUSTIN AND FOR ACQUIRING LANDS AND RIGHTS IN CONNECTION THEREWITH; (4) \$770,000.00 FOR CONSTRUCTING AND IMPROVING EXTENSIONS, ADDITIONS AND BETTERMENTS TO THE ELECTRIC LIGHT AND POWER WORKS AND SYSTEM AND FOR ACQUIRING LANDS AND EQUIPMENT THEREFOR; (5) \$336,000.00 FOR CONSTRUCTING AND IMPROVING FIRE STATIONS AND ACQUIRING LANDS AND EQUIPMENT THEREFOR; (6) \$940,000.00 FOR ACQUIRING LANDS FOR RIGHTS-OF-WAY FOR STREETS AND BOULEVARDS IN CONNECTION WITH THE STATE HIGHWAY SYSTEM IN THE CITY; (7) \$3,000,000.00 FOR CONSTRUCTING, IMPROVING AND REPAIRING HOSPITAL BUILDINGS AND ACQUIRING LANDS AND EQUIPMENT THEREFOR; (8) \$1,250,000.00 FOR CONSTRUCTING A LOW WATER DAM IN AND ABOUT THE CHANNEL OF THE COLORADO RIVER AND CREATING A RESERVOIR OF WATER IN SAID RIVER AND FOR CONSTRUCTING A HYDRO-ELECTRIC POWER PLANT AND EQUIPPING THE SAME AND FOR ACQUIRING NECESSARY LANDS AND OVERFLOW RIGHTS AND PERMANENTLY IMPROVING THE DAM, RESERVOIR, ELECTRIC WORKS AND LANDS; (9) \$768,000.00 FOR CONSTRUCTING AND IMPROVING PUBLIC PARKS AND PUBLIC PLAYGROUNDS AND CONSTRUCTING, IMPROVING AND REPAIRING BUILDINGS AND OTHER RECREATION FACILITIES OF THE PARKS AND PLAYGROUNDS AND ACQUIRING LANDS AND EQUIPMENT THEREFOR; (10) \$350,000.00 FOR CONSTRUCTING A POLICE AND MUNICIPAL COURTS BUILDING AND EQUIPPING SAME AND FOR REMOVING AND ESTABLISHING IN SUCH STRUCTURE NECESSARY FURNISHINGS AND EQUIPMENT FOR ITS OPERATION; (11) \$860,000.00 FOR CONSTRUCTING AND IMPROVING EXTENSIONS, ADDITIONS AND BETTERMENTS TO THE SANITARY SEWERS AND SEWER DISPOSAL PLANTS OF THE SANITARY SEWER SYSTEM AND ACQUIRING LANDS AND EQUIPMENT THEREFOR; (12) \$7,146,000.00 FOR CONSTRUCTING AND IMPROVING PUBLIC FREE SCHOOL BUILDINGS AND ACQUIRING LANDS AND EQUIPMENT THEREFOR; (13) \$733,000.00 FOR IMPROVING THE STREETS OF THE CITY, INCLUDING PAVING AND RESURFACING THE SAME, AND FOR BUILDING BRIDGES, CULVERTS, STORM SEWERS AND DRAINS NECESSARY TO PROPER IMPROVEMENT OF THE STREETS; (14) \$1,480,000.00 FOR CONSTRUCTING AND IMPROVING EXTENSIONS, ADDITIONS AND BETTERMENTS TO THE WATER WORKS AND SYSTEM OF THE CITY AND ACQUIRING LANDS AND EQUIPMENT THEREFOR; PROVIDING A PROCLAMATION AND NOTICE OF SAID ELECTION, AND DECLARING AN EMERGENCY.

After discussion of the provisions of the ordinance, a motion by Mayor Miller, seconded, by Councilman Wolf, that the special election mentioned in the ordinance be ordered for May 7, 1946, in accordance with the terms of the ordinance as read, was then unanimously adopted. Mayor Miller then formally

introduced the ordinance calling the special election, and after the ordinance was read Councilman Bartholomew moved that the rule be suspended and the ordinance be passed to its second reading. Mayor Miller then announced that Councilman Alford, anticipating that an ordinance might be offered pertaining to the proposed bond election, had previously authorized him to cast Councilman Alford's vote by proxy for passage of the ordinance; that Councilman Alford had examined the ordinance on Tuesday, April 16, and was acquainted with its contents and favored its final passage in the form as presented to the Council and desired that the ordinance and the election order become effective on the date the ordinance was introduced. (The original written proxy from Councilman Alford to Mayor Miller is on file with the City Clerk). Councilman Bartholomew's motion carried by the following vote, Mayor Miller casting the proxy vote of Councilman Alford for passage of the ordinance:

Ayes: Councilmen Alford (by Proxy), Bartholomew, Mayor Miller, and Councilman Wolf

Noes: None

Absent: Councilman Alford

The ordinance was read the second time and Councilman Bartholomew moved that the rule be suspended and the ordinance be passed to its third reading. The motion carried by the following vote:

Ayes: Councilmen Alford (by Proxy), Bartholomew, Mayor Miller and Councilman Wolf

Noes: None

Absent: Councilman Alford

The ordinance was read the third time and Councilman Bartholomew moved that the ordinance be finally passed. The motion carried by the following vote:

Ayes: Councilmen Alford (by Proxy), Bartholomew, Mayor Miller and Councilman Wolf

Noes: None

Absent: Councilman Alford

The Mayor then announced that the ordinance had been finally passed.

Mayor Miller introduced the following ordinance:

AN ORDINANCE ORDERING AN ELECTION FOR THE PURPOSE OF NOMINATING A COUNCILMAN OF THE CITY OF AUSTIN FOR THE UNEXPIRED TERM OF A MEMBER OF THE CITY COUNCIL WHO RESIGNED HIS OFFICE, DESIGNATING THE POLLING PLACES IN THE VARIOUS WARDS, AND PROVIDING THE PROCLAMATION OF SAID ELECTION.

The Mayor announced that Councilman Alford had previously authorized him to cast Councilman Alford's vote, by proxy, for the passage of the ordinance; that Councilman Alford had previously examined the ordinance, on Tuesday, April 16, and was acquainted with its contents and favored its final passage in the form as presented to the Council; and the Mayor thereupon cast the proxy vote of Councilman Alford in favor of the passage of the ordinance.

The original written authority of Mayor Miller from Councilman Alford authorizing the Mayor to cast Councilman Alford's vote is on file in the office of the City Clerk.

The ordinance was read the first time and Councilman Wolf moved that the rule be suspended and the ordinance be passed to its second reading. The motion carried by the following vote:

Ayes: Councilmen Alford, (by Proxy), Bartholomew, Mayor Miller and Councilman Wolf

Noes: None

Absent: Councilman Alford

The ordinance was read the second time and Councilman Wolf moved that the rule be suspended and the ordinance be passed to its third reading. The motion carried by the following vote:

Ayes: Councilmen Alford (by proxy), Bartholomew, Mayor Miller and Councilman Wolf
 Noes: None
 Absent: Councilman Alford

The ordinance was read the third time and Councilman Wolf moved that the ordinance be finally passed. The motion carried by the following vote:

Ayes: Councilmen Alford (by proxy), Bartholomew, Mayor Miller and Councilman Wolf
 Noes: None
 Absent: Councilman Alford

The Mayor then announced that the ordinance had been finally passed.

Councilman Bartholomew submitted the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the Housing Authority of the City of Austin, Texas, was created by virtue of the laws of the State of Texas and pursuant to a resolution adopted by the City Council December 23, 1937, recorded in Book 16, page 537, of the Minutes of the City Council; and

WHEREAS, the City of Austin has entered into a contract with the National Housing Agency, Federal Public Housing Authority, covering Project No. TEX-V-41739, pursuant to resolution adopted by the City Council, February 15, 1946; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the Housing Authority of the City of Austin be and it is hereby authorized and directed to act as the agent and representative of the City of Austin in the management of the housing project constructed pursuant to the contract with the National Housing Agency, Federal Public Housing Authority, under Project No. TEX-V-41739, such agency and representation to include the execution of the project management plan prescribed by said Federal Public Housing Authority under the provisions of Public Law 292 (Title V of the Latham Act).

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller and Councilman Wolf
 Noes: None
 Absent: Councilman Alford

Councilman Wolf submitted the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the sum of \$493.00 be and the same is hereby appropriated out of the General Fund, not otherwise appropriated, for the purpose of installing

a Baseball Diamond on the Wolf property across from Chalmers Court to be used by the Recreation Department for their recreation program in this area.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes: Councilmen Bartholomew, Mayor Miller and Councilman Wolf.
 Noes: None
 Absent: Councilman Alford

Councilman Wolf offered the following resolution with the motion that it be approved:

(RESOLUTION)

WHEREAS, delinquent taxes, on personal property, have been paid to the Tax Collector of the City of Austin by the following named parties for the years and in the amounts set opposite the sum of each of them, viz:

<u>Name</u>	<u>Years</u>	<u>Amount Collected</u>
Odell McDonald	1942 thru 1944	\$ 5.64
Ernest R. Hardin	1944	7.27
J. C. Lott	1944	13.16
M. H. Dukes	1944	.50
O. Archie	1942, 1943, 1944	1.10
George Berry	1930 and 1931	3.23
W. L. Davis	1942 and 1943	13.99
Mrs. Roxie Martin	1942, 1943, 1944	19.08
Mr. M. Everton	1938, 1941, 1942	4.42
Mrs. R. P. Harris	1938 thru 1943	19.15
A. Howard Osburn	1938, 1939, 1941, 1942, 1943	50.89
P.M. Routon	1941, thru 1944	2.72
A. J. Theriot	1944	1.08

WHEREAS, all of said payments constitute a final settlement of personal taxes due for the years indicated; Now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the Tax Assessor and Collector of the City of Austin be and he is hereby authorized to record full payment of all delinquent personal property taxes against said parties and their property for the years for which said tax was assessed.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes: Councilmen Bartholomew, Mayor Miller, and Councilman Wolf
 Noes: None
 Absent: Councilman Alford.

The following applications for taxicab driver's permits, duly approved by the City Manager, were permitted:

Clark, Zeno	1606 East 12th St.
Hawkins, Lee Alfred	1000 East Avenue
Hicks, Warren	1909 Robbins Place
Jackson, Lloyd	1157 Comal St.
Jones, Earl Eugene	901 West 6th St.

Moore, Clyde Finnis	1204 West 3rd St.
Powell, Jimmie Lee	1402 Rosewood Ave.
Sconci, Sabatine	5300 Avenue H.
Washington, A. T.	1502 East 13th St.

Upon motion of Councilman Wolf, duly seconded, the applications for driver's permits, were approved by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
 Noes: None
 Absent: Councilman Alford

The following applications for taxicab Operator's licenses, duly approved by the City Manager, were submitted:

Jackson, Lloyd	1157 Comal St.
1941 Buick Sedan, Motor No. 44269859, License FX 9827	
Manning, Joel	1006 East 13th St.
1941 Ford Tudor, Motor No. 6365189, License FX 4527	
Moore, Elvin F.	2203 Garden St.
1939 4-door Chrysler Sedan, Motor #C20236612, License 21T272	
Sconci, Wilton	1217 West 8th St.
Mercury Sedan, 1940 model, Motor #153435, License BE 7048	

Upon motion of Councilman Bartholomew, duly seconded, the applications for taxicab operator's licenses, were approved by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
 Noes: None
 Absent: Councilman Alford

The application of Joseph Ramsey Johnston, Macry Courts, for a driver's permit was approved for a probationary period of 90 days, during which time he is to report to the Chief of Police regularly. Approved by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf.
 Noes: None
 Absent: Councilman Alford

The application of Willard L. Pannell of 401 Orchard St. was considered just after the meeting, and passed by the following vote: It had been approved by the City Manager and Mr. Trueman O'Quinn. Car Motor No. P8-119222, License # FS 561, 1939 Plymouth Deluxe Sedan.

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf.
 Noes: None
 Absent: Councilman Alford

The following applications for beer and wine permits, duly approved by the City Manager, were submitted;

Liberty Cafe,	Tom Saludis	920 Congress Ave.
Moore Cafe	Frances Moore	2730 East 1st St.
The Zanzibar.	Fred Bertelson	407 East 6th St.

Upon motion of Councilman Bartholomew, duly seconded, the applications were approved by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
Noes: None
Absent: Councilman Alford

The following applications for Boat Licenses were submitted, duly approved by the City Manager:

Bennett, Jr. Wylie W.
Gober, Billie Dee

3800 Lake Austin, Blvd.
Bennett Boat Docks

Upon motion of Councilman Wolf, duly seconded, the applications were approved by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
Noes: None
Absent: Councilman Alford

There being no further business, upon motion, made and seconded, the meeting recessed, subject to the call of the Mayor, at 12:50 P.M.

APPROVED

Tom Miller
Mayor

ATTEST:

Helen K. Burch
Acting City Clerk